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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14 DING CHANG YU,)
15 Plaintiff,) No. C 09-1008 PVT
16 v.)
17 Attorney General of the United States,)
MICHAEL MUKASEY;)
U.S. Department of Homeland Security,)
18 MICHAEL CHERTOFF, Secretary;)
U.S. Citizenship and Immigration Services,)
ANITA ERFAN, Director of San Jose Office;)
U.S. Citizenship and Immigration Services,)
JONATHAN "JOCK" SCHARFEN, Director;)
and Federal Bureau of Investigation,)
ROBERT S. MUELLER III, Director,)
Defendants.)

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22 Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys
23 of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled
24 action without prejudice to renewal in light of the fact that the United States Citizenship and
25 Immigration Services agrees, barring any unforeseen circumstances, to adjudicate Plaintiff's
26 application within 30 days of a full and complete interview with Plaintiff's mother, Yong Yi Ou.
27 Plaintiff agrees that his mother will request and appear for an interview with USCIS when she is
28 physically and mentally able.

Stipulation to Dismiss
C 09-1008 PVT

Each of the parties shall bear their own costs and fees.

Dated: June 24, 2009

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
ILA C. DEISS
Assistant United States Attorney
Attorneys for Defendants

Dated: June 24, 2009

MING JI /s/
HE LU
Attorneys for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: 6/24/09

PATRICIA V. TRUMULL
United States Magistrate Judge

¹I, Ilia Deiss, hereby attest that I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/s/) within this efiled document.